



ITW

PATENT
Customer No. 22,852
Attorney Docket No. 05725.1251-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Jean-Louis H. GUERET) Group Art Unit: 3751
)
Application No.: 10/694,905) Examiner: David J. Walczak
)
Filed: October 29, 2003) Confirmation No.: 4525
)
For: DEVICE FOR PACKAGING)
AND/OR DISPENSING A)
PRODUCT AND)
MANUFACTURING METHODS)

Commissioner for Patents and Trademarks
Washington, DC 20231

Sir:

RESPONSE TO OFFICE ACTION

In an Office Action dated July 26, 2006, an election under 35 U.S.C. § 121 of one of the following two (2) groups of claims was required:

- I. Claims 1-25, 31, 32, 35, 37, and 42, directed to a "packaging and dispensing device"; and
- II. Claims 38-40 and 43, directed to "a method of manufacturing a packaging and dispensing device."

Applicant provisionally elects Group I, claims 1-25, 31, 32, 35, 37, and 42.

Applicant respectfully requests reconsideration of this application, withdrawal of the claim rejections included in the Office Action issued February 8, 2006, and allowance of claims 1-33, 35, 37, and 42 (including claims 26-30 and 33, which were

previously withdrawn as being directed to non-elected species), for at least the reasons outlined in the Amendment filed May 4, 2006.

If the Examiner believes that a conversation might expedite prosecution of this application, the Examiner is cordially invited to call Applicant's undersigned attorney at (571) 203-2739.

Applicant respectfully notes that the Office Action contains characterizations of the claims. Regardless of whether those characterizations are addressed specifically herein, Applicant declines to automatically subscribe to them.

Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 8, 2006

By: 

Christopher T. Kent
Reg. No. 48,216